

ATLANTA, GA 30309-3521

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APPLICATION NO.	F	ILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/080,713		02/25/2002	Alan Colman	10758.105012 CON REV1002	9155
20786	7590	07/27/2007		EXAM	INER
KING & S					
ATIANTA				ART UNIT	PAPER NUMBER

DATE MAILED: 07/27/2007

Please find below and/or attached an Office communication concerning this application or proceeding.

## Notification of Non-Compliant Appeal Brief (37 CFR 41.37) 10/080,713 Examiner

Application No.	Applicant(s)
10/080,713	COLMAN ET AL.
Examiner	Art Unit
TON, THAIAN	1632

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

The Appeal Brief filed on 26 June 2007 is defective for failure to comply with one or more provisions of 37 CFR 41.37.

1205.0	id dismissal of the appeal, applicant must file anamended brief or other appropriate correction (see MPEP 3) within ONE MONTH or THIRTY DAYS from the mailing date of this Notification, whichever is longer. ISIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136.
1. 🔲	The brief does not contain the items required under 37 CFR 41.37(c), or the items are not under the proper heading or in the proper order.
2. 🛛	The brief does not contain a statement of the status of all claims, (e.g., rejected, allowed, withdrawn, objected to, canceled), or does not identify the appealed claims (37 CFR 41.37(c)(1)(iii)).
3. 🗌	At least one amendment has been filed subsequent to the final rejection, and the brief does not contain a statement of the status of each such amendment (37 CFR 41.37(c)(1)(iv)).
4.	(a) The brief does not contain a concise explanation of the subject matter defined in each of the independent claims involved in the appeal, referring to the specification by page and line number and to the drawings, if any, by reference characters; and/or (b) the brief fails to: (1) identify, for each independent claim involved in the appeal and for each dependent claim argued separately, every means plus function and step plus function under 35 U.S.C. 112, sixth paragraph, and/or (2) set forth the structure, material, or acts described in the specification as corresponding to each claimed function with reference to the specification by page and line number, and to the drawings, if any, by reference characters (37 CFR 41.37(c)(1)(v)).

	41.37(c)(1)(vi))	Ü	•	•			
6. 🔲	The brief does not present an argument under a separa	ate heading fo	or each o	ground d	of rejection o	n appeal (3	7 CFR

The brief does not contain a concise statement of each ground of rejection presented for review (37 CFR

7. 🔲	The brief does not contain	a correct copy	of the appealed	claims as an a	appendix thereto (	(37 CFR
	41.37(c)(1)(viii)).					

The brief does not contain copies of the evidence submitted under 37 CFR 1.130, 1.131, or 1.132 or of any other evidence entered by the examiner and relied upon by appellant in the appeal, along with a statement setting forth where in the record that evidence was entered by the eventions are an appendix.
statement setting forth where in the record that evidence was entered by the examiner, as an appendix
thereto (37 CFR 41.37(c)(1)(ix)).

9.	The brief does not contain copies of the decisions rendered by a court or the Board in the proceeding
	identified in the Related Appeals and Interferences section of the brief as an appendix thereto (37 CFR
	41.37(c)(1)(x)).

10. Other (including any explanation in support of the above iter	10.∟	Other	(including an	y explanation	in support o	f the above item
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<u>Item 2. The "Status of Claims" section has claim 133 canceled and not involved in the appeal, however, the claim is listed throughout the Appeal Brief. Please clarify.</u>

LORENDA HOOD
PATENT APPEAL CENTER SPECIALIST

41.37(c)(1)(vii)).